

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

LETTERS PATENT APPEAL No. 54 of 1980

in

FIRST APPEAL No. 673 of 1979

For Approval and Signature:

Hon'ble MR.JUSTICE C.K. THAKKER

and

MR.JUSTICE S.D. PANDIT

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?  
1 to 5 : NO

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GULSANBANU WD/O NAZIR MOHMAD ABDULGANI PANWALA

Versus

ABDULSATTAR ABDULGANI PANWALA

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Appearance:

MR AVINASH K MANKAD for Petitioner

SERVED for Respondent No. 1

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CORAM : MR.JUSTICE C.K.THAKKER and

MR.JUSTICE S.D.PANDIT

Date of decision: 16/06/97

ORAL JUDGEMENT

Nobody is present on behalf of the respective

parties.

This appeal is filed against the judgment and order passed by the learned Single Judge on January 29, 1980 in First Appeal No. 673 of 1979. The matter pertains to custody of a minor girl Hajrabanu alias Sajidabanu. As stated in the impugned judgment itself, Hajrabanu was born on May 14, 1973. The question of custody, therefore, arose at the relevant point of time. We are on June 14, 1997. Obviously, by this time, said Hajrabanu alias Sajidabanu is more than 24 years of age. In these circumstances, the question of custody does not arise. In our opinion, the matter has become infructuous and need not be decided on merits, and accordingly, the appeal does not survive and stands disposed of with a liberty to apply in case of any difficulty.

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Prakash\*